



**TRUCKEE RIVER FLOOD MANAGEMENT AUTHORITY  
BOARD OF DIRECTORS**

Friday, September 9, 2011, 8:00 A.M.

Washoe County Commission Chambers  
1001 East Ninth Street  
Reno, Nevada

**MINUTES**

**1. ROLL CALL, PLEDGE OF ALLEGIANCE, AND ESTABLISHMENT OF QUORUM**

Ron Smith called the Truckee River Flood Management Authority Board of Directors (TRFMA) meeting to order at 8:00 a.m. A quorum was established.

**Voting Members Present:**

Ron Smith, Chair  
David Aiazzi  
David Humke  
Geno Martini  
Jessica Sferrazza

**Voting Members Absent (Excused):**

Robert Larkin, Vice-Chair

**Staff Present:** Jay Aldean, Ed Evans, Melissa Faigeles, Mimi Fujii-Strickler, Kevin Gorges, Danielle Henderson, Eric Scheetz and Lori Williams

**2. PUBLIC COMMENT – 8:33 a.m.**

Chair Smith called for public comments.

Cathy Brandhorst made several comments not related to the agenda.

Chair Smith called for additional public comments and hearing none, closed the public comment period.

**3. APPROVAL OF THE AGENDA – 8:36 a.m.**

Director Aiazzi made a motion to approve the agenda as posted. Director Martini seconded the motion, which carried unanimously.

**4. MINUTES - Approve Provisional Minutes of FMA meeting of July 14, 2011.**

Director Aiazzi made a motion to approve the minutes of the TRFMA meeting of July 14, 2011 as submitted. Director Martini seconded the motion, which carried unanimously.

**5. DISCUSSION OF DUTIES FOR GENERAL COUNSEL**

*Mimi Fujii-Strickler, Administrative Services Manager, TRFMA*

Discussion to establish job duties and responsibilities for the position of General Counsel for the Truckee River Flood Management Authority. Possible action to adopt a job description for General Counsel and/or provide direction to staff.

Ms. Fujii-Strickler reported that the purpose of this agenda item is for the TRFMA Board to approve the position description and job responsibilities for the General Legal Counsel position for the TRFMA. She invited input or questions from directors.

Director Sferrazza referred to numbers 6, 7 and 8 and asked if this item is simply to select the duties, whether performed in-house or otherwise. Ms. Fujii-Strickler stated that is correct.

Interim Executive Director Aldean stated that regarding real estate transactions, counsel could either review, approve and/or make recommendations, which allows for use on in-house counsel or a firm, depending on the pleasure of the Board. He explained that a firm would not be authorized to make real estate purchases; however, in-house counsel would have the authority. Director Sferrazza asked for clarification that the TRFMA would have to approve any such transaction, which Interim Executive Director Aldean stated is absolutely correct.

**Director Martini made a motion to approve the job description. Director Aiazzi seconded the motion, which carried unanimously.**

## **6. SELECTION OF INTERIM GENERAL COUNSEL**

*Jay Aldean, Interim Executive Director, TRFMA*

Discussion of the District Attorney's resignation and possible action to decide on an interim replacement.

Interim Executive Director Aldean explained that this provides flexibility to the Board in its decision to hire in-house counsel or a law firm. He stated that if counsel were hired from the outside, most likely interim legal assistance would be needed. He referred to a letter from Paul Lipparelli stating that the Washoe County District Attorney (DA)'s office would cease its assistance by the end of September. He stated it would be very difficult to put out a request for proposals (RFP) for a firm in that timeframe.

Interim Executive Director Aldean stated that suggestions could be provided if desired by the TRFMA. Director Sferrazza suggested postponing a decision on this issue until item 8 is heard, at which time someone might be hired based on the interviews. Interim Executive Director Aldean agreed that this agenda item might be postponed until after the interview process.

Director Sferrazza asked Mr. Lipparelli if a candidate were hired today, if there is a possibility that interim legal counsel could be provided until training is completed. Mr. Lipparelli stated that the DA's office would cooperate in that situation to provide assistance.

Director Sferrazza made a motion to continue item 6 until later in the agenda. Director Martini seconded the motion. Director Aiazzi asked how the TRFMA could hire anyone since there is no funding at this time. Interim Executive Director Aldean stated that legal counsel would be hired through Washoe County. Mr. Lipparelli explained that the TRFMA is a legal entity that can act and bind the TRFMA into contracts; however, the TRFMA and Washoe County would work together to provide funding. Director Aiazzi suggested asking the Board of County Commissioners to authorize up to \$150,000 (or the appropriate amount) without selecting the candidate. Mr. Lipparelli stated that would be appropriate. He mentioned that another option would be to hire legal counsel under a special contract with Washoe County.

Chairman Smith called for a vote on the motion, which carried unanimously.

## **7. CONSIDERATION TO HIRE A LAW FIRM TO PERFORM THE DUTIES OF GENERAL COUNSEL**

*Mimi Fujii-Strickler, Administrative Services Manager, TRFMA*

Discussion of payroll and benefits for in-house General Counsel and possible action to reject all applications previously received and cancel the interviews of individual applicants for in-house General Counsel position and provide direction to staff to solicit proposals from outside counsel and/or law firms to act as General Counsel for TRFMA (which may include payment of travel expenses).

Ms. Fujii-Strickler stated that the purpose of this item is to allow the TRFMA to make a decision on hiring a firm or individual to provide legal counsel. She reiterated that in order to hire an individual for the interim period, salary and benefits would be provided by Washoe County under an agreement. The agreement would state that the attorney has no legal obligations or professional duties to Washoe County.

Chairman Smith asked what obstacles might be in place to hire an individual versus a firm. Ms. Fujii-Strickler stated that she has spoken with Reno and Sparks regarding the possibility of providing and administering benefits. She stated that they would be unable to provide the payroll or Public Employees Retirement System (PERS). She added that the TRFMA has applied with PERS; however, the application has not been approved yet. She stated the County is willing to handle the Human Resources (HR), payroll, health insurance and PERS benefits.

Chair Smith asked if an attorney is hired if a payroll service would need to be hired. Ms. Fujii-Strickler stated that if a decision is made to not go through the County, a payroll service would be needed.

Ms. Fujii-Strickler reported that by hiring a firm, there would be no payroll or benefit issue. She explained that the firm would be hired under a contract following a request for qualifications (RFQ) process. The firm would be responsible for ensuring that all areas needed are covered. The firm would be responsible for its own employees.

Director Sferrazza stated that her preference is to hire in-house legal counsel. She added that times would occur when outside counsel is needed. She summarized that she does not see any issue with the County providing salary and benefits, as long as the employee reports directly to the TRFMA. She added that hiring a firm would probably be cost-prohibitive. She also suggested that the candidate needs to be familiar with Open Meeting Law and TRFMA issues.

Director Martini asked if a candidate were selected today, is the TRFMA able to move forward immediately. Ms. Fujii-Strickler stated that if the County were selected to provide the salary and benefits, the process could move forward quickly. Director Martini stated he does not have a problem with going through the County.

**Director Sferrazza made a motion to move forward with interviews for the position of General Legal Counsel. Director Aiazzi seconded the motion, which carried unanimously.**

## **8. INTERVIEWS OF CANDIDATES FOR THE POSITION OF TRFMA GENERAL LEGAL COUNSEL**

*Mimi Fujii-Strickler, Administrative Services Manager, TRFMA*

### A. Orientation to the Interview Process to be Conducted

Candidates left the room. Ms. Fujii-Strickler reported that a packet of questions was provided to Directors (one set of questions for each candidate for each Director). She added that the questions are the same for each. She stated there is a rating score available. Chair Smith asked for input on whether or not to use the rating criteria. Director Martini suggested not rating the candidates. Chair Smith directed the TRFMA to not score the candidates.

Ms. Fujii-Strickler reported that the employment agreement was included in the Board packet. She asked if members would like the Chairman to work with the selected individual or if the preference is to bring the item back to the October 14 TRFMA meeting for further discussion of the contract. Chair Smith asked for clarification that contract language is in place currently. Ms. Fujii-Strickler stated yes and added that she provided a copy of former legal counsel, Greg Salter's agreement.

Director Sferrazza stated that negotiations should begin immediately if a selection is made today. Chair Smith called each candidate individually to answer the following questions:

- What is your experience with public meetings and the open meeting law?
- Explain your experience with drafting policies, procedures, legislation, and representing at the legislature.
- What is your experience with land acquisition, the Uniform Relocation Act and eminent domain?
- What experience have you had with the Army Corps of Engineers and Civil Works projects?
- Explain your experience with Public Works agreements, contracts and large projects?
- Explain your experience with litigation and government agencies.

*Individual responses to the questions are on file at the TRFMA office.*

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| 8:15 a.m. | B. | Interview of Candidate Gregory R. Shannon for the Position of TRFMA General Legal Counsel with Possible Discussion of Interview  |
| 8:30 a.m. | C. | Interview of Candidate Jonathan D. Shipman for the Position of TRFMA General Legal Counsel with Possible Discussion of Interview   |
| 8:45 a.m. | D. | Interview of Candidate Stephen F. Smith for the Position of TRFMA General Legal Counsel with Possible Discussion of Interview – Ms. Fujii-Strickler reported that Mr. Smith had a family emergency and could not be present so he will not be interviewed. |
| 9:00 a.m. | E. | Interview of Candidate Michael L. Wolz for the Position of TRFMA General Legal Counsel with Possible Discussion of Interview   |
|           | F. | Discussion of and Possible Offer of Employment and Appointment of the TRFMA General Legal Counsel.   |

Chair Smith thanked the four candidates for their interviews. He added that the agenda allows for hiring one of the candidates today. He asked for input on the process from Mr. Lipparelli. Mr. Lipparelli stated that normally the chairperson asks directors for his or her top two choices. Once consensus starts to occur, a motion can be made to select a candidate. He added that

another decision would be needed on how to make the employment offer, for which some terms are not yet established (i.e. salary and final negotiations).

Chair Smith asked if would be permissible to recess and discuss the interviews and candidates. Mr. Lipparelli stated it is legal to go into “closed session” to discuss certain items, such as misconduct, character fitness, mental health, or other items not appropriate for public discussion; however, the hiring decision must be public.

Director Humke stated that legislature made the hiring process public. He added that he has participated in situations where the chairperson called on one director at a time (in no particular order) for comments or recommendations.

Chair Smith called upon Director Sferrazza. Director Sferrazza expressed her appreciation to all of the candidates and added she believes all are highly qualified. She added that all candidates have good experience with Open Meeting Law and public meetings. She commended Mr. Shipman for the work he does for City of Reno. She stated that for the purposes of flood control, her recommendation is for Michael Wolz based on his experience with water. She added that although Mr. Wolz has not worked with the Army Corps of Engineers (Corps), understanding water rights is extremely important. She stated that also importantly, Mr. Wolz reviewed the Cooperative Agreement for the TRFMA. She reiterated that all of the candidates are highly qualified and she supports Mr. Wolz.

Director Humke stated that he has known Greg Shannon for 25 – 30 years and believes he is a fine Deputy DA. He stated that he does not know the other candidates. He summarized that his top choice is Mr. Wolz, followed by Mr. Shipman and Mr. Shannon. He agreed that Mr. Wolz has a breadth of experience with the State Attorney General and added that his experience with the State Engineer is very sound. He stated that he was slightly more impressed with Mr. Wolz’ legal experience over Mr. Shipman. He summarized the Mr. Wolz has the experience with the Attorney General’s office, as well as representing several agencies and some knowledge of flood control.

Director Aiazzi agreed that all the candidates have the needed experience. He stated that he sees that Mr. Wolz has much experience with water issues; however, this position is a Public Works job. He stated that the emphasis will be on people working together and added that he believes Mr. Shipman has the best experience in that area. He stated that he believes Mr. Wolz has a larger breadth of knowledge and that either he or Mr. Shipman would be very good for this organization.

Director Martini agreed with Director Aiazzi’s comments and reiterated that all three are great candidates; however, Mr. Wolz and Mr. Shipman are his top two choices. He stated that for the TRFMA Board, he is most comfortable with Mr. Shipman’s experience. He again agreed with Director Aiazzi that experience with OML and public meetings is very important, which Mr. Shipman has. He summarized that he is comfortable with Mr. Shipman or Mr. Wolz.

Chair Smith agreed that all of the attorneys did a great job and added that this task is unpleasant. He agreed that Mr. Wolz has vast experience with water and Mr. Shipman has performed a lot of work with City of Reno on numerous projects. He agreed that either candidate is fine with him. He summarized that the decision is at the pleasure of the Board.

**Director Sferrazza made a motion to hire Mr. Wolz as Legal Counsel and begin negotiations.** Chair Smith explained to the candidates that the TRFMA operates on 100% consensus voting. **Director Humke seconded the motion.** Director Aiazzi suggested adding to the motion that Chair Smith would have the authority to negotiate with Mr. Wolz and request

that the BCC fund the position. He added that if Chair Smith is unable to come to terms with Mr. Wolz; Mr. Shipman could be contacted.

**Director Sferrazza amended her motion to include that Chair Smith would negotiate with Mr. Wolz and if agreement cannot be reached, Mr. Shipman would be invited to negotiate. Director Humke agreed with the amendment in his second of the motion.** Chair Smith asked if once the motion passes, negotiations would begin and perhaps a special meeting would be scheduled to expedite the process. Director Sferrazza asked if the negotiation process has to come back to the TRFMA Board.

Mr. Lipparelli clarified that the motion is to offer employment to Mr. Wolz or Mr. Shipman so the motion is not to actually hire a candidate today. He added that it is permissible under today's agenda to approve an agreement that currently includes a "blank" salary that could be filled in. He stated that the candidate would have to agree to the terms of the agreement. He stated that it would also be appropriate to negotiate following the meeting and bring the agreement back for approval.

Director Martini stated that he believes it would be tough to ask the candidate to make decisions at today's meeting. He suggested making a recommendation for the candidate, who would then be able to negotiate with Chair Smith. Director Humke stated he strongly agrees because the candidate should have the opportunity to discuss and consider the offer of employment. Chair Smith agreed.

Director Sferrazza asked Mr. Wolz if he accepts the offer and agrees to the terms of employment, when he realistically could begin working with the TRFMA. Mr. Wolz stated he would only anticipate a few days of discussion depending on schedules. He added that he would also like to provide two (or possibly three) weeks notice to the Attorney General (AG)'s office.

Director Sferrazza stated she respects Mr. Wolz consideration for the AG's office and asked Mr. Lipparelli if the date could be extended for continued support from Washoe County DA's office. Mr. Lipparelli stated that he would discuss the issue with his supervisor and added that it would be an easier "sell" given that an end is in sight.

Interim Executive Director Aldean stated that agenda item 16 allows for a request for a special meeting if desired.

**Chair Smith called for a vote on the amended motion, which carried unanimously.**

Chair Smith thanked Mr. Wolz and mentioned that TRFMA staff would contact him later in the day. He asked if it would be appropriate to have Mr. Wolz attend the Alternatives Formulation Briefing (AFB). Interim Executive Director Aldean stated that he had not publicly apprised the Board; however, he invited Greg Salter, former Legal Counsel, to attend. He added that he thought it would be appropriate to invite Mr. Wolz as well.

Chair Smith again thanked all the candidates. He asked directors to return their candidate question sheets to Ms. Fujii-Strickler.

- G. Discussion of Possible Employment Contract with Possible Start Date and Salary Negotiations for the TRFMA General Legal Counsel with possible direction to staff.

This item was covered under above agenda items.

## 9. ANNOUNCEMENTS

Interim Executive Director Aldean stated that his flight was canceled the previous evening from San Diego so he drove back to Reno, apologizing for his lack of sleep.

Interim Executive Director Aldean stated he would like to recognize Kevin Gorges, who has been an intern with the TRFMA for several years. He explained that Mr. Gorges is a civil engineer graduate from University of Nevada, Reno (UNR) and recently accepted a job elsewhere. Mr. Aldean stated that today was Mr. Gorges' last day and he thanked him for his willingness to work with a great attitude. The Board applauded Mr. Gorges and wished him luck.

Interim Executive Director Aldean reported that Dan St. John would be retiring from Washoe County and would no longer serve as the chairman of the Technical Advisory Committee (TAC). He stated that today's TAC update would be provided by Kyle West, new TAC Chairman.

Interim Executive Director Aldean stated that with the retirement of John Sherman as Chief Financial Officer (CFO), the TRFMA is currently working with Kafoury Armstrong under a \$25,000 contract. Kafoury Armstrong has been working on the policies and procedures that are vitally needed in order to transfer funds to the TRFMA.

Interim Executive Director Aldean reported that an accounting package was purchased and installed, which will be used by the TRFMA. He stated that the next step would be to populate the system.

Interim Executive Director Aldean reported that negotiations with UNR are stalled at the request of the UNR.

Interim Executive Director Aldean stated that the Corps issued a "Legal Opinion" this week regarding the JPA's ability to condemn property in areas outside of the JPA's jurisdiction, such as Storey County. The Corps notified staff that the issue needs to be addressed. Mr. Aldean stated that he and Mr. Salter discussed a potential way to address the issue. He added that Mr. Salter did work earlier in the year regarding some Nevada Revised Statutes (NRS) that allow the State Engineer to serve as a local sponsor for a federal project. He added that NRS allows the State to condemn for flood control purposes, which could possibly be used by the TRFMA to condemn properties. He stated that currently Mike Chapman is developing a legal opinion. The Corps advised that if that is not an option, the TRFMA might consider some sort of agreement with Storey County that could perhaps include a seat on the TRFMA Board. He summarized that he received a legal opinion that he offered to forward to Board members.

Chair Smith asked why Storey County would want to come onto the TRFMA Board to enable condemning their property. Mr. Aldean stated that issue needs to be examined, in addition to other options.

Director Aiuzzi asked how much property might be condemned in Storey County. Mr. Aldean stated that the Flood Project would increase flows in the lower Truckee Canyon, which would result in 30 to 50 properties for which easements will be needed for the additional flows. He stated that the Corps would require the action, which is referred to as "takings". Director Aiuzzi stated that homeowners might be willing to sell the property, with which Mr. Aldean agreed.

Mr. Lipparelli stated that announcements are invited under Open Meeting Law; however, discussion is not allowed under this item. He cautioned against further discussion of eminent domain or such issues. He added that if needed, it could be placed on a future agenda.

Director Humke asked Mr. Lipparelli if he could ask Mr. Aldean what date is anticipated to forward Mr. Chapman's opinion to the Board. Mr. Aldean stated he should be able to send it (the Corps' opinion ) later today. He stated that he brought the issue up as a "heads-up" that will have to be discussed at the AFB. He reiterated that he invited Mr. Salter to attend the AFB.

Ms. Fujii-Strickler announced that as part of the transitional process from the Flood Project Coordinating Committee to the TRFMA, staff was asked to obtain insurance for the TRFMA for property and liability, crime, errors and omissions, officers and directors, etc. She stated that staff has been working closely with the insurance agents (who provide insurance for the Cities of Reno and Sparks, as well as Washoe County). She added that it was brought to staff's attention that the TRFMA has not yet been placed with a carrier. She summarized that staff continues to work on the issue. She added that one option being explored is "Pool Pact" in Carson City.

Director Aiazzi referred to the announcement that the accounting software was purchased and asked what the date is for the transference to the TRFMA. Interim Executive Director Aldean stated that he would defer that to Lori Williams under her presentation on the CFO and Kafoury Armstrong.

## **10. CONSENT ITEM**

- A. POSSIBLE APPROVAL OF A CONTRACT WITH SIGNATURE LANDSCAPES FOR THE TRUCKEE RIVER LEVEE AND FLOODWALL FROM U.S. 395 TO EAST SECOND STREET/ GLENDALE AVENUE LANDSCAPING PROJECT, FOR AN AMOUNT NOT-TO-EXCEED \$64,112.**

**Director Aiazzi made a motion to request that the BCC extend this contract not-to-exceed \$64,112. Director Humke seconded the motion, which carried unanimously.**

## **11. CARMEN GROUP / LOBBYIST UPDATE**

*Mimi Fujii-Strickler, Administrative Services Manager, TRFMA*

Report on lobbyists' activities. Possible action to accept the report and/or provide direction to staff on related lobbying matters.

Mia O'Connell provided an update via telephone. Ms. O'Connell reported that she has been working on Fiscal Year (FY) 2012 funding (which begins in October). She stated that on the prior day the Senate Appropriations Committee approved a Corps funding bill for FY-12, which included base levels at the budget levels from the Administration plus "pots of unallocated funds" for general investigation and construction. She stated that essentially what will happen is what we saw earlier this year (in May) where the Corps has discretion to make the allocations in a Work Plan. She explained that at that time, we were successful in securing funds, working with the District, Division and Headquarters. She summarized that the same "drill" will take place.

Ms. O'Connell stated that Congress is behind schedule but trying to determine how to move forward in funding bills. She added that we probably would see a "continuing resolution" or two before funding matters are finalized (probably December). She summarized that things are starting to happen and staff is working with the Corps to ensure that funds are available (approximately \$3.5 to \$4 million) to stay on schedule to get the Chief's Report, complete the

Environmental documents and prepare for a Project Partnership Agreement (PPA). She stated that the plan is to complete those pre-construction activities and then hopefully move into a Water Resource Development Act (WRDA) authorization bill next year. She added that based on that schedule, she would anticipate the first construction funding in 2013.

Ms. O'Connell reported that her team is spending time working closely with the Corps on the General Re-Evaluation Report (GRR) and upcoming AFB. She stated that work is ongoing to ensure that the Corps can recommend the Alternative 3C at the AFB, which is the modified 100-year plan that would provide 100-year protection to the Meadows and 50-year protection to downtown. She stated that a positive benefit to cost (BC) ratio needs to be met and if so, we will request full federal cost sharing (65% to 35% local). She added we need to ensure flood protection for downtown that is commensurate with what the bridges will provide, in addition to flood walls (which will be addressed at the AFB). She summarized that progress is being made.

Ms. O'Connell stated that the AFB is scheduled for September 20, 2011 and added that staff is still working with the Corps to finalize the agenda. She stated that staff is also laying the groundwork for the best possible project with the best possible cost sharing for the community. She summarized that not every issue would be resolved at the AFB.

Ms. O'Connell reported that the date for the trip to Washington, D.C. is being narrowed to possibly November 1 and 2. She stated that the timing should be good following the AFB to discuss the issues in D.C. for FY-12 funding. She added that other meetings would include discussion of WRDA funding with visits to the House and Senate Appropriations Committee, Corps Headquarters, the Assistant Secretary of the Army (ASA)'s office, the Office of Management and Budget (OMB), and probably the Council on Environmental Quality.

Chair Smith asked for clarification that Ms. O'Connell would be present via video-conference at the AFB. She stated that is correct and added that she was also invited to Senator Reid's office. She added that Alex Mercado (from the Senator's office) would join her in the meeting.

Chair Smith asked if Director Larkin would be present for the AFB. Interim Executive Director Aldean stated that staff's understanding is that Director Larkin would not be available. He added that a representative from Washoe County is needed, as well as City of Reno. Chair Smith summarized that Directors and staff would leave the evening of September 19 and return the following day and asked Director Humke if he would be available to attend.

Chair Smith requested that Ms. Fujii-Strickler provide information to Director Sferrazza on the D.C. trip. Director Sferrazza stated that she would not be able to attend the AFB due to a prior commitment. Chair Smith stated that Director Aiazzi agreed to attend the AFB.

Director Humke stated he would not be able to attend the AFB due to a commitment to "canvas the vote" of Mark Amodei and Kate Marshall. Interim Executive Director Aldean asked if that would be the case for all County Commissioners. Director Humke offered to inquire as to participating by telephone so that he could attend the AFB.

Interim Executive Director Aldean praised Ms. O'Connell for her work in assisting with project study funding and added that the Corps has announced that it would not have GRR money available for most other projects in the District and throughout the Corps. Ms. O'Connell offered to provide information on the D.C. trip as soon as possible.

Interim Executive Director Aldean asked Ms. O'Connell to stay on the line for the next item, with which she agreed.

**12. ARMY CORPS OF ENGINEERS MONTHLY REPORT – 9:55 a.m.**

*Beth Salyers, Project Manager, Civil Works Branch, ACOE*

*Darren Suen, Project Manager, Civil Works Branch, ACOE*

Report on activities related to the Truckee River Flood Management Project, including but not limited to, project scheduling and funding. Will include update on documents and process for Internal Technical Review currently underway. Possible action to accept the report and provide direction to staff related to flood project scheduling and other items as set forth in the report.

Chair Smith welcomed Mr. Suen. Mr. Suen reported that the independent external peer review is ongoing with comments anticipated by the AFB. He concurred with the AFB date of September 20. He stated that the AFB is scheduled at the District office in Sacramento. He added that if Directors are unable to attend, they could participate via video teleconference. Interim Executive Director Aldean agreed and stated that video conference equipment would be available at the Flood Project office.

Mr. Suen summarized that the purpose of the AFB is to obtain approval of a selected plan, which will determine the federal interest, as well as meet the needs of the TRFMA and the community. He explained that topics would include:

- Plan formulation including the 75-year, 100-year, Alternative 3C, modified Alternative 3C and the 117-year plan
- Policy issues will be addressed, with hopeful direction to build the case to request a urban waiver for the 100-year plan
- Legal issues, mainly eminent domain – Mr. Suen stated that Headquarters requested further discussion of the legal opinion with Corps' legal counsel.
- Section 113

Chair Smith asked if the ASA's office would participate in the AFB. Mr. Suen stated that a representative should be included.

Mr. Suen summarized that many complex issues need to be addressed at the AFB. He added that Corps staff is working diligently with Flood Project staff to develop a strategy. He stated that he is pleased that a date was finally set.

Chair Smith mentioned the issue of the legal opinion. Interim Executive Director Aldean asked for Mr. Suen's opinion on whether it is acceptable for him to release the legal opinion to the TRFMA Board. Mr. Suen stated that he received an email that morning requesting that the legal opinion not be released until District Counsel can discuss the issue with Headquarters. He explained that the decision stems from WRDA-86, a legal opinion that the non-federal sponsor needs to provide land easements, and rights of way; some of each are located in Storey County.

Mr. Suen stated that there are a couple of alternatives that will be discussed at the AFB. Chair Smith asked if the issue is a "deal breaker" if agreement cannot be reached. Mr. Suen said he did not know. He explained that the AFB is a milestone, not an "end all deal". He added that there is time prior to the Civil Works Review Board (CWRB).

Mr. Suen mentioned that in the past the Corps has condemned property. He added that his understanding is that this is a new "sentiment" that the Corps should not be the first alternative in condemning property. Chair Smith agreed that if the TRFMA is unable to condemn property, he believes the Corps would step in to do so in order to provide protection for those downstream.

Mr. Suen mentioned Director Aiazzi's comment that property owners might be willing to sell, which would eliminate the need for condemnation. He summarized that other options include those mentioned, such as adding a Storey County representative to the TRFMA, further review of the NRS language related to eminent domain, which will be presented at the AFB. He stated that in reference to representation on the TRFMA, he believes it would be good justification for Storey County. He offered to meet with Storey County to discuss the project.

Chair Smith stated that the Flood Project included a good plan for Storey County that mitigated the negative impacts; however, the plan was turned down. He suggested that the issue might be revisited. Mr. Suen agreed that would be a great idea.

Chair Smith thanked Mr. Suen for his presentation.

### **13. REPORT ON ALTERNATIVE FORMULATION BRIEFING (AFB) ATTENDANCE, SCHEDULE, AND ISSUES**

*Danielle Henderson, Natural Resource Manager, TRFMA*

Discussion on location and schedule and items that may be discussed or decided at the AFB. Discussion regarding selection of Directors to attend the AFB and authorization to provide for travel expense reimbursement for Board Members. Possible action to accept report and/or provide direction to staff.

Ms. Henderson stated that in July the TRFMA voted to support Alternative 3C and identified a series of issues to discuss with the Corps and upcoming meetings, including the AFB. She stated that the issues, along with proposed recommendations, were included in the staff report for Board review and discussion. She stated that included was a detailed comparison of plan alternatives. She stated that staff is seeking direction from the Board on the upcoming AFB (scheduled for September 20). She welcomed input or questions.

Chair Smith stated that he believes Ms. Henderson and staff are on track and that the TRFMA is ready to enter into the negotiations.

Interim Executive Director Aldean stated that staff is discussing the issues on a weekly or even daily basis with Corps staff. He added that even if the issues are not resolved, they need to be included as comments at the AFB, in order to receive direction from Headquarters. Chair Smith stated that the report includes all the recommendations made to date and asked if directors had additional questions or comments.

Interim Executive Director Aldean reported that staff is participating in a "dry run rehearsal" with Corps District staff the following week on how the AFB would proceed. He stated that the AFB would be run by Division (San Francisco) staff by Clark Frentzen. Chair Smith requested that staff provide comments to the Board following the trip. Mr. Aldean stated he would be happy to provide an overview.

Interim Executive Director Aldean reminded the Board that staff would be requesting a workshop to discuss rates under a following agenda item, for which they are hoping to schedule on September 23. He added that if the workshop is scheduled, staff could provide an update on the AFB.

Director Aiazzi asked if Section 113 addressed the water rights issue related to the 6,700 acre feet of water rights. Ms. Henderson stated that it does. She added that staff has been examining the issue. She explained that the Corps has not drafted any formal implementation guidance on how Section 113 would be implemented. She added that the Corps is taking a

somewhat conservative approach on the language. She summarized that the TRFMA and staff need to argue for full implementation of the guidance, meaning that the Flood Project would seek credit not only for funds that were expended for acquisition of water rights but also to include water rights that have been dedicated and provided to the project, as well as in-kind services (restoration projects, etc.).

Ms. Henderson stated there are some “work arounds” that could occur in the future to clarify the language of Section 113 in order to receive full cost share to the maximum extent possible. She added that another suggestion would be to include specific language in the PPA related to the issues. She summarized that staff is researching the number of water rights that have been provided under the Truckee River Operating Agreement (TROA) and how they relate to the Flood Project’s cost sharing. Director Aiazzi reiterated that the issue needs to be addressed and added that it could amount to \$100 million for the local cost share.

**Director Aiazzi made a motion to accept staff’s report. Director Humke seconded the motion, which carried unanimously.** Chair Smith thanked Ms. Henderson for her report.

## **14. ORGANIZATIONAL AND TRANSITIONAL ITEMS**

### **A. CONSIDERATION OF PAYROLL AND BENEFITS FOR EXECUTIVE DIRECTOR**

*Mimi Fujii-Strickler, Administrative Services Manager, TRFMA*

Discussion and possible action to decide whether or not the Executive Director may be administratively attached to the Washoe County Manager’s Office for payroll and benefits purposes, and if not, the Board may initiate an amendment to the Interlocal Cooperative Agreement.

Ms. Fujii-Strickler stated that this item is similar to what was requested for General Legal Counsel earlier in the meeting. She stated that the Board needs to determine how the Executive Director would be hired and administered. She explained that the Cooperative Agreement states that the Executive Director would be administratively attached to Washoe County, which technically makes them a County employee; however, it also specifies that the Director serves at the pleasure of the TRFMA Board.

Ms. Fujii-Strickler explained that the purpose of this discussion is to agree on how the Director would be hired prior to interviews next month. She stated that the difference between the hiring of an Executive Director versus Legal Counsel is that Legal Counsel is not mentioned in the Cooperative Agreement. She stated that if the Board desires that the Executive Director not be a County employee whatsoever, the terms of the Cooperative Agreement might need to be amended.

Chair Smith asked for the pros and cons of hiring through the County. Ms. Fujii-Strickler stated that the situation would be the same as discussed earlier in that the County would administer Human Resources (HR), payroll, health insurance and PERS benefits. She stated that if that is not the case, a separate agreement would be needed between the County, the Director and TRFMA as to payment arrangements because the TRFMA does not currently have its own funds, a payroll administrator or benefits.

Director Aiazzi stated that he believed the original intent was to go through Washoe County; however, the Cooperative Agreement was written for current staff at the time. He stated as long as that issue is separate, he does not have an issue with hiring through Washoe County. Ms. Fujii-Strickler agreed that salary and specific benefits (vacation, sick time, etc.) would be set by the TRFMA Board.

**Director Martini made a motion to hire the Executive Director through Washoe County although responsible to the TRFMA Board. Director Aiazzi seconded the motion, which carried unanimously.**

**B. SELECTION OF NEW CHIEF FINANCIAL OFFICER (CFO)**

*Jay Aldean, Interim Executive Director, TRFMA*

Discussion and possible action to accept John Sherman's resignation as CFO and decide on the method of recruiting for and selecting a replacement.

Chair Smith invited Lori Williams to present this item. Ms. Williams referred to a letter from John Sherman, TRFMA CFO, announcing his resignation effective August 25, 2011. She stated that Mr. Sherman's experience and expertise greatly benefited the TRFMA and his direction was greatly appreciated.

Ms. Williams stated that under this agenda items, directors are being asked to accept Mr. Sherman's resignation, as well as to provide direction on how to proceed with recruitment and selection of a new CFO. She added that Mr. Sherman suggested to Interim Executive Director Aldean that the TRFMA might wish to utilize the services of an accounting firm in order to get the TRFMA stood up financially. She stated that Mr. Sherman's recommendations included Kohn Colodny LLP and Kafoury Armstrong & Company.

Ms. Williams reported that staff contacted both accounting firms, which submitted work plans relative to assessing the business systems needed, development of the systems, developing internal controls to protect the JPA, reviewing and fine-tuning the systems as needed and being available for other consulting services as needed.

Ms. Williams referred to an email written by Interim Executive Director Aldean explaining how it was decided that Kafoury Armstrong was the selected consultant at this time in relation to policies and procedures. She added that policies have been drafted that staff hopes to provide to the TRFMA at the October meeting.

Chair Smith clarified that the consultant would set up the TRFMA as a business. Ms. Williams stated that is correct and added that the firm would take over Mr. Sherman's duties.

Interim Executive Director Aldean clarified that the work Kafoury Armstrong is doing to stand up the TRFMA is necessary and must be done by staff, the County or a consultant. He stated that this presentation was to provide an update to the Board. He stated that the other issue under this agenda item is to receive direction from the Board on how to proceed with a CFO versus an accounting firm (to serve as CFO) in the future. He added that work could proceed with Kafoury Armstrong or the Board could direct staff to proceed with development of a request for proposals (RFP). He added that another option would be to hire an in-house CFO. He stated that he was unsure that an in-house CFO could be kept busy on a full-time basis moving forward.

Interim Executive Director Aldean explained that standing up of the TRFMA is moving forward. He stated that the CFO of the Regional Transportation Commission (RTC) serves at the pleasure of the Director; however, the CFO for TRFMA would serve at the pleasure of the Board.

Director Sferrazza stated that she is very uncomfortable not having a CFO and asked if any of the other jurisdictions might have someone in their Finance Department who might be interested

in the job. Interim Executive Director Aldean stated he did speak with RTC about the issue; however, he did not check with the member agencies. He offered to do so.

Chair Smith said that Sparks' Finance Department is down to 2 or 3 employees. Director Sferrazza suggested pursuing someone who perhaps retired or was laid off. She reiterated that staff should discuss the issue with jurisdictions. Interim Executive Director Aldean reiterated that staff will speak with the member agencies.

Chair Smith stated it would be a big job that requires a scope of work that could be implemented by one who knows how to set up a business.

Director Martini mentioned the comment that there might not be enough work to keep a CFO busy full-time. Interim Executive Director Aldean explained that initially and probably for the first year there would be enough work; however, once the process is in place and rates are enacted, that level of effort might not be needed.

Director Aiazzi asked when it is anticipated to stand up the TRFMA. Interim Executive Director Aldean stated that the date was originally reported as July, then changed to October, and based on staffing changes, it will probably still be a month or two. He added that there is not a November TRFMA scheduled because the regular meeting date falls on Veterans' Day.

Director Aiazzi suggested that instead of hiring a CFO, a firm be hired to stand up the agency by October. Interim Executive Director Aldean stated that is exactly what Kafoury Armstrong is doing. He added that they are currently working on the policies and procedures that Mr. Sherman previously stated had to be in place prior to transferring funds to TRFMA. He stated that staff requested the minimal effort needed to stand up the agency. He added that he anticipates that further policies and procedures will be added later; however, the critical ones are being developed. He reiterated that documents hopefully would be presented to the Board at the October meeting and added that the goal is to stand up the TRFMA as quickly as possible.

Ms. Fujii-Strickler addressed Director Aiazzi's question about standing up the agency and stated that unless the TRFMA has insurance, it cannot proceed forward on any of the other transactions. She explained that in order to receive funds, properties or liabilities, the TRFMA has to have insurance. She stated that the TRFMA Directors are each covered under their respective agencies at this time; however, as far as the TRFMA, Washoe County is carrying the policies. She summarized that the TRFMA cannot be stood up without its own insurance coverage.

Director Martini suggested that Kafoury Armstrong could stand up the agency, and following that process, the TRFMA Board could decide whether it prefers a CFO or Kafoury Armstrong. Interim Executive Director Aldean stated that at this time, that would be acceptable.

Interim Executive Director Aldean reiterated that the goal is to get the TRFMA stood up; however, he agreed with Ms. Fujii-Strickler that staff is trying to address the insurance issue.

**Director Martini made a motion that the TRFMA continue to use Kafoury Armstrong to get the TRFMA stood up and to postpone a decision on whether or not to hire a CFO. Director Humke seconded the motion, which carried unanimously.**

Ms. Williams addressed Director Aiazzi's earlier question related to the accounting system and stated that the AccuFund system is installed and on the 23<sup>rd</sup> of September the firm would provide installation configuration and training. She added that they have the chart of accounts

and vendor files ready to set up. She stated that even prior to the TRFMA being stood up, the system will be run in parallel with the County's system to ensure everything is in place.

## 15. UPDATE ON TRACTION PROJECTS

*Jay Aldean, Interim Executive Director, TRFMA*

Report on TRAction projects' progress as requested by Director Aiazzi. Possible action to accept report and/or provide direction to staff.

Director Aiazzi referred to the list of Truckee River Action (TRAction) Projects provided in the agenda book and stated it was not what he requested. He stated his question is from where the local share of \$520 million comes and how the Corps came up with \$1.2 billion. He summarized those are the projects he wants to see and how they total those numbers. He stated that he wants to see those numbers prior to discussion of setting a rate. He mentioned that the TRAction projects are funded from the 1/8-cent sales tax.

Chair Smith stated that the \$525 million was 35% for the \$1.6 billion originally set as the cost of the Flood Project. Director Aiazzi reiterated that he has never seen a list of items from the Corps that total \$1.6 billion in a cost breakdown. Interim Executive Director Aldean stated that the LPP identifies about 45 elements that are included in the map book. He explained that those items were costed out by the Corps. He stated that setting a local rate plan would be a difficult task, for which staff requested a workshop to allow the time needed for explanations and discussions so that the Board and staff have the same understanding. He stated that the list of elements of Alternative 3C would be provided although there might not be a specific budget amount for each. He added that as previously discussed, the cost estimating of each item was tasked to CH2M Hill as a subconsultant to FCS Group.

Interim Executive Director Aldean stated that in the rate workshop, each element would be discussed, along with the need for a subconsultant. He added that if the Board prefers to not have a separate workshop, the entire October TRFMA meeting could be dedicated to discussion of rates. He stated that the October meeting schedule was to include presentation of the policies and procedures (by Kafoury Armstrong) and interviews for the Executive Director position.

Director Aiazzi stated that he would expect a special rate meeting to include an explanation of why the Corps decreased the \$1.6 billion by \$400 million while the local share did not decrease. He also wants an explanation of what is included in the costs. He stated that those issues need to be clarified prior to setting rates. Interim Executive Director Aldean offered to provide examples, knowns and unknowns at the meeting, along with what he would request to clarify the unknown items.

Director Martini asked Mr. Aldean if he is clear on Director Aiazzi's request for the meeting. Director Aiazzi reiterated he wants to see:

- A breakdown of the \$500 million for the local share, upon which rates will be set

Director Sferrazza mentioned that based on the new Corps plan, everything for downtown Reno has fallen out of the plan. She stated that she would have serious questions on whether rates should be established in the City of Reno based on the new plan. She asked if it would be better to assess for the bridge or apply for Federal Highway Administration (FHA) or Nevada Department of Transportation (NDOT) funds. She stated that it would be important to understand:

- Which elements have been eliminated from the Corps plan
- Land prices have changed
- The question of what consultant needs would be in order to set the rates – She stated that the consultants have already been paid \$1 million to study our rate structure. Mr.

Aldean stated that he would like to explain the process, including what is needed to finalize the rates. He added that he would provide an answer to that question at the meeting. He summarized that information is missing that would be necessary in order to set rates.

- Mr. Aldean offered to provide what the rate council has approved from a message going forward to the Board.
- Director Sferrazza stated she wants the contract to be audited. She added that when the contract was approved, the Board was told that it would include everything. She stated she wants to know what information is lacking in order to move the process along. Mr. Aldean stated that engineering information is needed in the description of the local rate plan. He stated that FCS has complied with the deliverables as requested by the Board; however, new importance emerged in relation to the local rate plan (which was not included in the original scope of services). He clarified that he is referring to the “engineering description” of a local rate plan, the associated cost estimate, the benefits associated with floodplains that have not been determined for the service level of our local rate plan. He emphasized the importance of first understanding the process upon which the answers might fall into place for the questions.

Chair Smith asked for clarification that Mr. Aldean is referring to a special caucus meeting (workshop) on September 23. Mr. Aldean agreed that is correct. Director Sferrazza stated she could not attend on that date. Ms. Fujii-Strickler stated that another proposed date was September 21 from 1 to 4 p.m. Chair Smith suggested that staff email a list of possible dates to caucus members.

Members agreed to schedule the Rate Workshop meeting for October 6 at 2:00 p.m. Interim Executive Director Aldean stated that discussion would include rate concepts, as well as rate amounts. Director Sferrazza reiterated that FCS proposed a rate structure and stated she feels Mr. Aldean is not providing all his information. She stated that she thinks we should be able to subtract the elements that were eliminated and come up with a realistic rate. Mr. Aldean said that the Rate Council stated that it is not an appropriate way to set rates. He stated that his plan is to provide a PowerPoint presentation that would include different alternatives and he will explain each.

Director Sferrazza requested inclusion of the scope of work from FCS for review at the workshop.

Ms. Fujii-Strickler asked if the workshop agenda should include an item to discuss the negotiations of the General Legal Counsel. Chair Smith stated yes.

**Director Martini made a motion to accept the report. Director Aiazzi seconded the motion, which carried unanimously.**

#### **16. REQUEST TO SCHEDULE A SPECIAL MEETING TO DISCUSS AND CLARIFY THE LOCAL RATE PLAN TO BE USED AS THE BASIS FOR SETTING FLOOD RATES**

*Jay Aldean, Interim Executive Director, TRFMA*

Discussion regarding scheduling a special meeting to discuss and clarify the local rate plan to be used as the basis for setting flood rates and to determine the rate plan and what consulting services will be needed to formulate the rates. Possible action to set a date for a special meeting.

This item was covered under the previous item.

#### **17. POSSIBLE APPROVAL OF A MEMORANDUM OF AGREEMENT (MOA) AMONG THE TRUCKEE RIVER FLOOD MANAGEMENT AUTHORITY, U.S. BUREAU OF**

**RECLAMATION AND OTHER AGENCIES FOR THE TRUCKEE RIVER BASIN STUDY:  
CLIMATE CHANGE AND WATER RESOURCES ASSESSMENT**

*Danielle Henderson, Natural Resource Manager, TRFMA*

Report and discussion on the proposed climate change study (purpose, scope, budget, schedule and related items) and MOA terms and conditions. Possible action to accept report; approve and authorize the TRFMA Chair to sign the MOA; and/or provide direction to staff.

Chair Smith called for public comments. Cathy Brandhorst made several comments about water and the river. Chair Smith called for additional public comments and hearing none, closed the public comment period.

Ms. Henderson stated that the detailed staff report, which included the Memorandum of Agreement (MOA), along with a plan of study were included in the agenda book. She requested that the TRFMA Board approve the MOA and pledge up to \$850,000 in in-kind matching funds for the proposed study. She explained that no additional cash would be needed. She stated that the Northern Nevada Water Planning Commission (NNWPC) provided a letter of support for the proposed study. She welcomed questions or comments and added that Bureau of Reclamation (BOR) representatives were present to answer questions.

Director Aiazzi stated that the staff report says that the TRFMA will pay \$850,000 for the study. Ms. Henderson clarified that the amount is in in-kind services, which include the contract with Manhard, as well as staff hours to develop the regional hydrologic model. She explained that the work cannot count toward the local cost share because it is outside the scope of the Corps project.

Director Aiazzi asked what anyone would get from the study. Ms. Henderson stated that the study is designed to assist local agencies in addressing potential future changes in climate and possible effects on water supply and flooding. She added that Flood Project staff believes the results of the study can help in designing and building a flood protection system, consisting of floodwalls and levees that can function over their design life and handle climatic changes, such as precipitation, peak runoff, timing of floods and flood duration. She stated that the results of the climate study could be incorporated into the regional hydrologic model, as well as the final designs of the Flood Project.

Director Aiazzi stated that there is not time to include that information in the Flood Project design. Ms. Henderson clarified that we are at a feasibility design level; however, information would probably be available at the time of final design. She added that there are federal laws that require agencies to consider climate change in their planning process.

Director Aiazzi asked if BOR would actually do the study. Ms. Henderson stated that her understanding is that BOR will manage the project but might contract some of the work out.

Chair Smith asked what happens if the TRFMA does not approve the process. Ms. Henderson stated she believes we would miss an opportunity to work with other stakeholders in the community and to have a better understanding of what might occur in the next 50 to 100 years in relation to climate. Chair Smith asked how long the project is anticipated to last. Ms. Henderson stated two years. She added that work on the regional hydrologic model would continue.

Interim Executive Director Aldean stated that the TRFMA would not be the only local stakeholder involved; Truckee Meadows Water Authority (TMWA) provided funding for the project to ensure their involvement in the process. He added that the Water Resources Working Group, chaired by Rosemary Menard, heard a presentation on this project and how it might help

the community. The group felt it was important because it addresses watershed yield and potable water issues. He clarified that it is a planning level study as opposed to design level.

Interim Executive Director Aldean asked Mr. Suen if the Corps includes climate issues in its design. Mr. Suen stated he is unsure; however, he encouraged the Board to participate in any information gathering possible. He added that new issues have already been included in the flood planning, such as property appraisal costs decreasing significantly and the Sparks interior drainage issues. He summarized that as a team, the Corps staff and local flood staff continue to work through existing and new issues.

**Director Aiazzi made a motion to accept the report; approve and authorize the TRFMA Chair to sign the MOA. Director Martini seconded the motion, which carried unanimously.** Chair Smith thanked Ms. Henderson for her report.

## **18. TECHNICAL ADVISORY COMMITTEE**

*Dan St. John, Chairman*

Report on activities related to the Truckee River Flood Authority's Technical Advisory Committee (TAC). Possible discussion and action to accept the report and provide direction to staff.

Kyle West, Engineering Manager for City of Reno Community Development and the current Vice-Chairman of the TAC reiterated that Dan St. John is retiring this month and was unable to attend today's meeting. Mr. St. John asked Mr. West to read the following remarks into the record.

"I would like to express my appreciation to the Board and the Flood Authority staff for being allowed to serve as the Flood TAC Chairman for these past three years. During that period, I have had the opportunity to work with extraordinary people from the partnering agencies, elected officials and the involved public. I believe the direction and momentum of the Flood Authority is as good as it's been in my tenure and I wish the Board and staff the best luck in delivering much needed flood protection to our community. If there is any way that I can be of further assistance to the Board or the Project following my retirement on September 16<sup>th</sup>, please do not hesitate to ask."

Mr. West reported that the TAC met on August 26 and heard items 12, 13, 15, 16 and 17 from this meeting's agenda. He reported that the TAC heard a relatively detailed presentation on the local rate plan and based on the complexity of the subject, the TAC supports a special workshop or meeting. He invited any questions.

**Director Martini made a motion to accept the report. Director Aiazzi seconded the motion, which carried unanimously.** Chair Smith thanked Mr. West for his report.

## **19. FLOOD PROJECT MONTHLY REPORTS**

Presentation on flood project events, activities, and schedules. Possible action to accept reports and/or provide direction to staff.

### **A. MONTHLY REPORT ON FLOOD PROJECT FINANCIAL STATUS AND RELATED FINANCIAL ACTIVITIES – 11:00 a.m.**

*Lori Williams, Sr. Financial Analyst, TRFMA*

Update on monthly and year-to-date revenues and expenditures and related financial activities of the Truckee River Flood Management Authority. Possible action to accept the report and/or provide direction to staff regarding possible allocation, appropriation or encumbrance of funds.

Chair Smith reported that Ms. Williams provided a detailed report in the agenda packet and called for questions or comments. Ms. Williams reported that financial statements for July and August were included in the Agenda Packet. She referred to Fund 211 and stated we have no infrastructure sales tax revenues because they lag 2 months behind. She reported that interest earnings are 134% of the total budget. She referred to the last page and Fund 494 expenditures and stated there are some expenses and encumbrances that are in excess of what was budgeted. She stated that is due to not having the TRFMA accounting system up and running so the County's SAP system is being used. She summarized that once the accounting system is in place, the adjustments will be made and budget will again look normal.

**Director Martini made a motion to accept the report. Director Aiazzi seconded the motion, which carried unanimously.** Chair Smith thanked Ms. Williams for her update.

#### **B. WORKING GROUP MONTHLY REPORT**

*Melissa Faigeles, Natural Resource Planner, TRFMA*

Report on the Working Group meeting of July 27, 2011.

Chair Smith invited Melissa Faigeles to provide an update on the Working Group. Ms. Faigeles reported that the Working Group basically recapped what occurred at the July TRFMA meeting, including a very detailed discussion on the Board's support of Alternative 3C at the AFB. She stated that the Working Group echoed the sentiments of the Board with accepting the 100-year protection under Alternative 3C; however, members expressed the same concerns over the exclusion of the home elevation program and the North Truckee Drain.

**Director Aiazzi made a motion to accept the report. Director Martini seconded the motion, which carried unanimously.** Chair Smith thanked Ms. Faigeles for her update.

#### **C. CLIPPINGS FOR JUNE 2011**

**Director Aiazzi made a motion to accept the clipping. Director Martini seconded the motion, which carried unanimously.**

#### **20. FUTURE MEETING DATES AND AGENDA ITEMS**

Consideration and possible action to add, cancel, or reschedule future meetings including adding a meeting in November 2011. Discussion and possible action regarding future agenda items.

Chair Smith reiterated that the upcoming meeting schedule includes the Workshop on October 6 at 2:00 p.m. and the regular TRFMA meeting on October 9, 2011 (*note: that is a Sunday*).

Interim Executive Director Aldean mentioned that the regular TRFMA meeting for November would occur on November 11, Veterans Day. Chair Smith suggested moving the meeting to Thursday, November 10 at 2:00 p.m.

#### **21. COMMITTEE MEMBER COMMENTS AND ANNOUNCEMENTS**

None

#### **22. PUBLIC COMMENT**

Chair Smith called for public comments. Cathy Brandhorst again made comments. Chair Smith called for additional public comments and hearing none, closed the public comment period.

**23. ADJOURNMENT – 11:15 a.m.**

**With no further business, Member Martini made a motion to adjourn. Member Aiazzi seconded the motion, which carried unanimously. The meeting was adjourned at 11:15 a.m.**

Respectfully submitted by,

Niki Linn, Recording Secretary

Approved by FMA in session on October 14, 2011.